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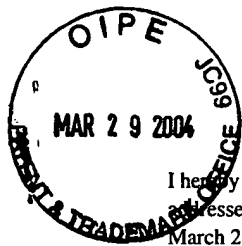
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**Docket No.: PF-0568 USN**

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By: \_\_\_\_\_

Printed: \_\_\_\_\_

Katherine Stofer

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Bandman et al.

Title: HUMAN CYTOSKELETAL PROTEINS

Serial No.: 09/744,314

Filing Date:

July 02, 2001

Examiner: Carlson, K.

Group Art Unit:

1653

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Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**COMMENTS REGARDING THE PREVIOUSLY SUBMITTED  
RESTRICTION REQUIREMENT**

Sir:

A response to the Restriction Requirement of June 30, 2003 was previously faxed to (703) 308-4242 on July 30, 2003. A copy of the receipt of facsimile is enclosed with this Submission.

Unfortunately, it appears that the previously submitted response to the Restriction Requirement of June 30, 2003 was never entered into the U.S. PTO file. Therefore, another copy of the response filed July 30, 2003 is included herewith. Since Applicants responded to the Restriction Requirement of June 30, 2003 in a timely manner, no fee should now be necessary.

If the Examiner contemplates other action, or if a telephone conference would expedite allowance of the claims, Applicants invite the Examiner to contact the undersigned at the number

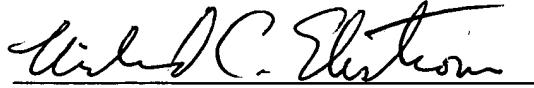
Applicants believe that no fee is due with this communication. However, if the USPTO determines that a fee is due, the Commissioner is hereby authorized to charge Deposit Account No. 09-0108.

Respectfully submitted,

INCYTE CORPORATION

Date:

25 March 2004



Richard C. Ekstrom

Reg. No. 37,027

Direct Dial Telephone: (650) 843-7352

Date:

March 19, 2004



Gina C. Nellesen

Reg. No. 52,062

Direct Dial Telephone: (650) 843-7342

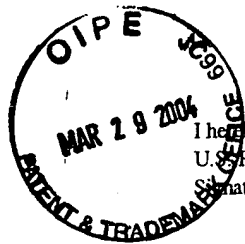
**Customer No.: 27904**

3160 Porter Drive

Palo Alto, California 94304

Phone: (650) 855-0555

Fax: (650) 849-8886



Docket No.: PF-0568 USN

CERTIFICATE OF TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the attention of Examiner Karen C. Carlson, Group Art Unit 1653, U.S. Patent and Trademark Office to Facsimile No. (703) 308-4242 on the date shown below.

Signature [Signature] Date July 30, 2003

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Alexandria, VA 22313-1450

FEE TRANSMITTAL SHEET

Sir:

Transmitted herewith are the following for the above-identified application:

1. Response to Restriction Requirement (19 pp.);
2. Information Disclosure Statement (2 pp.);
3. List of References Cited by Applicants (PTO-1449) (1 pp.); and
4. One (1) Reference (1 pp.).

The fee has been calculated as shown below.

Claims	Claims After Amendment	-	Claims Previously Paid For	=	Present Extra	Other Than Small Entity Rate	Fee		Additional Fee(s)
Total	20	-	20		0	x\$18.00	0	\$	0
Indept.	2	-	3		0	x\$84.00	0	\$	0
First Presentation of Multiple Dependent Claims						+280.00	0	\$	0
Total Fee:								\$	0

☒ No additional Fee is required.☐ Please charge Deposit Account No. 09-0108 in the amount of : \$ \_\_\_\_\_

The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17, or credit overpayment to Deposit Account No. 09-0108. **A duplicate copy of this sheet is enclosed.**

Respectfully submitted,  
INCYTE CORPORATION

Date: July 30, 2003

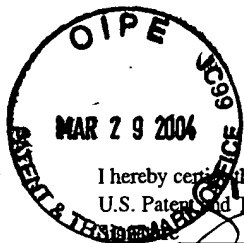
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112752

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09/744,314



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**RESPONSE TO RESTRICTION REQUIREMENT UNDER 35 U.S.C. 121**

Sir:

This paper is responsive to the Restriction Requirement and Request for Election dated **June 30, 2003**, setting a **one (1) month** term for response. Prior to examination of the application, please amend the specification of the above-identified application as listed below.